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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RESILIENT FLOOR COVERING  
PENSION FUND, et al.,

Plaintiffs,

v.

MICHAEL'S FLOOR COVERING,  
INC.,

Defendant.

Case No.: 11-5200 JSC

**AMENDED ORDER RE: JOINT  
STATEMENT OF DISCOVERY  
DISPUTE (Dkt. No. 53)**

19 Now pending before the Court is the parties' Joint Statement re: Motion to Compel  
20 Further Responses to Interrogatories filed July 1, 2012.<sup>1</sup> (Dkt. No. 53). The statement  
21 indicates that the parties have not meaningfully met and conferred regarding the substance of  
22 the dispute over Defendant's responses to Interrogatories No. 13 and 14. This Court's  
23 Standing Order and the Local Rules require parties to meet and confer telephonically or in  
24 person prior to filing a discovery dispute.

25  
26 <sup>1</sup> The discovery cut-off in this case was June 22, 2012. (Dkt. No. 31). Any motions to  
27 compel were therefore due on or before June 29, 2012. See Civil L.R. 37-3. Although the  
28 present dispute was filed after this date, the Court deems it timely filed pursuant to Local  
Rule 5-1(e)(5) because the delay was due to a technical failure on the part of the Court's  
ECF system.

1 Accordingly, the parties are ordered to meet and confer telephonically by Wednesday,  
2 July 11, 2012. If the parties are unable to resolve this dispute through a meaningful meet and  
3 confer, they may refile a joint statement of discovery dispute in accordance with this Court's  
4 Standing Order.

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6 **IT IS SO ORDERED.**

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8 Dated: July 5, 2012

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10 JACQUELINE SCOTT CORLEY  
11 UNITED STATES MAGISTRATE JUDGE  
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